

ATMI-397
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William A. Wojczak, et al.

Group Art Unit:

U.S. Application No.: 09/529,496

Filed: April 10, 2000

PCT Application No.: PCT/US98/21807

Filed: October 14, 1998

Priority Date: October 14, 1997

Title: "AMMONIUM BORATE CONTAINING COMPOSITIONS FOR STRIPPING

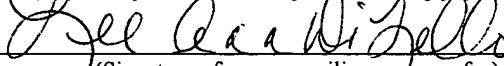
RESIDUES FROM SEMICONDUCTOR SUBSTRATES"

"Express Mail" mailing label number: EV178871820US
Date of Deposit: 3-03-03

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Box PCT, Commissioner for Patents, Washington, DC 20231, Attn: PCT Legal Office.

Lee Ann DiLello

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

**RENEWED PETITION UNDER RULE 137 (b) TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION**

Box PCT
Commissioner for Patents
Washington, D.C. 20231

Attn: PCT Legal Office

Sir:

This Renewed Petition under Rule 1.137 (b) is being prepared in response to the 16 January 2003 response to Petition under 37 CFR 1.137(b) filed on 08 March 2001. The 08 March 2001 Petition under Rule 137(b) was prepared due to the abandonment of the application

on June 17, 2000 for failure to provide an executed oath or declaration, pursuant to the Notice of Missing Requirements and Notice of a Defective oath or Declaration, both dated May 16, 2000.

The response to Applicants 08 March 2001 Petition states (1) that the declaration accompanying the petition was not acceptable because it is not clear whether William Wojtczak signed a complete copy of the declaration, or if he merely signed "Page 2 of 2". Further the declaration refers to international application PCT/US99/21807, rather than the correct international application number (PCT/US98/21807). As such, the required reply to the Notification of Missing Requirements, in the form of both the surcharge under 37 CFR 1.492(e) and an executed declaration in compliance with 37 CFR 1.497(a) and (b), has not be received. Accordingly, a single declaration executed by both inventors or separate complete declarations as executed by the individual inventors is required.

Item (2) of the response to Applicants 08 March 2001 Petition states that the fee of \$1280 is being charged to counsel's deposit account no. 02-3964.

Item (3) of the response to Applicants 08 March 2001 Petition states that the petition includes a statement that the "entire delay in responding to the Notice of Missing Requirements and Notice of Defective Oath or Declaration from the respective due dates until the filing of this petition was unintentional (as "the entire delay in filing the required reply from the due date for the reply until the filing of the grantable petition pursuant to 37 CFR 1.137(b) was unintentional." Petition must notify the Patent and Trademark off if such an interpretation of the statement in the petition is not correct. Thus, the statement in the petition is being accepted in satisfaction of 37 CFR 1.137(b)(3).

Item (4) states that no terminal disclaimer is required because the international filing date of this application is later than 8 June 1995.

In response to item (1), Applicants enclose a single Declaration and Power of Attorney signed by both inventors. Further, Applicants have corrected the international application number. The number now reads correctly (PCT/US98/21807). Please charge deposit account no. 50-0860 in the amount of \$130 for the late filing of the Oath and Declaration. Accordingly, the Missing Parts Requirements in the form of both the surcharge under 37 CFR 1.492(e) and an executed declaration in compliance with 37 CFR 1.497(a) and (b) have been met.

Regarding item (2), the fee for this Petition has already been charged to deposit account no. 02-3964 and applicants believe no further fee is required.

Regarding item (3), the interpretation of the statement in the petition that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional" is correct.

Regarding item (4), Applicants agree no terminal disclaimer is required.

In view of the above, applicants respectfully request that this Petition be granted and the patent application be revived.

Any deficiency or over payment should be charged or credited to Deposit Account No. 50-0860.

Respectfully submitted,



William F. Ryann
Registration No. 44,313
Attorney for Applicants

March 3, 2003

ADVANCED TECHNOLOGY MATERIALS, INC.
7 COMMERCE DRIVE
DANBURY, CT 06810
Phone: 203 794-1100
FAX: 203 797-2544